

**SENATE JOURNAL  
63RD LEGISLATURE  
SEVENTY-SEVENTH LEGISLATIVE DAY**

Helena, Montana  
April 12, 2013

Senate Chambers  
State Capitol

Senate convened at 12:02 p.m. President Essmann presiding. Invocation by Father Jerry Lowney. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Senators Tutvedt, Vincent, and Windy Boy, excused. Quorum present.

**BILLS AND JOURNALS** (Buttrey, Chair):

4/12/2013

Mr. President: We, your committee on Bills and Journals, having examined the daily journals for the sixty-sixth through seventieth legislative days, find the same to be correct.

Correctly printed: **SB 410, SJR 32, SJR 33, SR 41, SR 44, SR 45, SR 50, SR 54, SR 70, SR 71, HB 3, HB 15, HB 254, HB 505, HB 535, HB 619.**

Correctly engrossed: **HB 298, HB 354, HB 559, HB 574, HB 586, HB 607, HB 609, HB 625.**

Correctly enrolled: **SB 20, SB 107, SB 112, SB 127, SB 144, SB 179, SB 200, SB 236, SB 242, SB 269, SB 294.**

Transmitted to the House: **HB 46, HB 64, HB 313, HB 478, HB 533.**

Delivered to the Governor for approval at 11:01 a.m., April 12, 2013: **SB 106, SB 147, SB 161, SB 182, SB 199, SB 207, SB 209, SB 245, SB 251, SB 271, SB 278, SB 290, SB 292, SB 306, SB 340, SB 351, SB 361, SB 366.**

Delivered to the Secretary of State at 10:12 a.m., April 12, 2013: **SJR 11, SJR 13, SR 22.**

**REPORTS OF STANDING COMMITTEES**

**AGRICULTURE, LIVESTOCK AND IRRIGATION** (Brown, Chair):

4/4/2013

**HB 630**, be concurred in. Report adopted.

**AGRICULTURE, LIVESTOCK AND IRRIGATION** (Brown, Chair):

4/11/2013

**SR 43, preliminary report**, be adopted. Report adopted.

**SR 60, preliminary report**, be adopted. Report adopted.

**HB 574**, be amended as follows:

1. Title, page 1, line 4.

**Strike:** "SMALL HERD EXEMPTION"

**Insert:** "RAW MILK"

2. Title, page 1, line 6.

**Strike:** "SMALL HERD EXEMPTION"



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**Strike:** "or raw milk products"

8. Page 3, line 7.

**Strike:** "or raw milk products"

9. Page 3, line 11.

**Strike:** "small herd exemption"

**Insert:** "raw milk"

10. Page 3, line 12 through line 13.

**Following:** "AND"

**Strike:** "THIS" on line 12 through "RAW MILK." on line 13

**Insert:** "rules adopted by the department"

11. Page 3, line 17.

**Strike:** "SMALL HERD EXEMPTION"

**Insert:** "raw milk permit"

12. Page 3, line 18.

**Strike:** "or raw milk products"

**Strike:** "small herd exemption"

**Insert:** "raw milk"

13. Page 3, line 22.

**Strike:** "or raw milk products"

14. Page 3, line 23.

**Strike:** "or raw milk products are"

**Insert:** "is"

15. Page 6, line 7.

**Strike:** "OR RAW MILK PRODUCTS"

16. Page 6, line 8.

**Strike:** "OR RAW MILK PRODUCTS"

17. Page 6, line 8 and 9.

**Strike:** "OR MILK PRODUCTS"

18. Page 6, line 9.

**Strike:** "ARE"

**Insert:** "is"

19. Page 6, line 11.

**Strike:** "OR MILK PRODUCTS"

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20. Page 6, line 13.

**Strike:** "OR RAW MILK PRODUCTS"

**Strike:** "ARE"

**Insert:** "is"

21. Page 6, line 14 and 15.

**Strike:** "OR RAW MILK PRODUCTS" on line 14

**Strike:** "FROM A SMALL HERD EXEMPT FROM PERMITTING PURSUANT TO"

**Insert:** "pursuant to a raw milk permit issued under"

22. Page 6, line 16.

**Following:** line 15

**Insert:** "(3) The state is immune from suit for injury to a person who consumes raw milk produced pursuant to a raw milk permit issued pursuant to [section 1]."

23. Page 6, line 17 through page 12, line 27.

**Strike:** section 5 through 7 in their entirety

**Renumber:** subsequent sections

24. Page 13, line 11.

**Strike:** "or raw milk products"

**Strike:** "small herd exemption"

**Insert:** "raw milk"

25. Page 13, line 14 through line 24.

**Strike:** section 9 in its entirety

**Renumber:** subsequent sections

26. Page 13, line 30.

**Strike:** "small herd exemption"

**Insert:** "raw milk"

27. Page 14, line 7.

**Strike:** "small herd exemption"

**Insert:** "raw milk"

28. Page 14, line 16 through line 26.

**Strike:** section 12 in its entirety

**Renumber:** subsequent sections

29. Page 15, line 3.

**Strike:** "small herd exemption"

**Insert:** "raw milk"

30. Page 15, line 11.

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**Strike:** "and raw milk products"

**Strike:** "small herd exemption"

**Insert:** "raw milk"

31. Page 15, line 13 through line 14.

**Strike:** "The department" on line 13 through "chapter." on line 14

32. Page 15, line 18.

**Strike:** "small herd exemption"

**Insert:** "raw milk"

33. Page 15, line 23.

**Strike:** "or raw milk products"

**Strike:** "small herd exemption"

**Insert:** "raw milk"

34. Page 16, line 8.

**Following:** line 7

**Insert:** "NEW SECTION. Section 14. Two-thirds vote required. Because [section 4] limits governmental liability, Article II, section 18, of the Montana constitution requires a vote of two-thirds of the members of each house of the legislature for passage."

And, as amended, be concurred in. Report adopted.

**HB 591**, be concurred in. Report adopted.

**BUSINESS, LABOR, AND ECONOMIC AFFAIRS** (Sonju, Chair):

4/12/2013

**SR 64, preliminary report**, be adopted. Report adopted.

**SR 65, preliminary report**, be adopted. Report adopted.

**SR 66, preliminary report**, be adopted. Report adopted.

**ENERGY AND TELECOMMUNICATIONS** (Olson, Chair):

4/11/2013

**HB 509**, be concurred in. Report adopted.

**FINANCE AND CLAIMS** (Ripley, Chair):

4/11/2013

**HB 354**, be amended as follows:

1. Title, page 1, line 5 through line 9.

**Strike:** "REQUIRING" on line 5 through "FUND;" on line 9

**Insert:** "REQUIRING THE CONSIDERATION OF WILDLAND FIRE SUPPRESSION ACTIVITIES IN DETERMINING THE AMOUNT OF THE PROJECTED GENERAL FUND BUDGET DEFICIT; REQUIRING TRANSFER OF THE UNOBLIGATED BALANCE OF THE APPROPRIATION FOR GOVERNOR-DECLARED DISASTERS TO THE FIRE SUPPRESSION ACCOUNT; REQUIRING TRANSFER OF A CERTAIN PERCENTAGE OF UNEXPENDED GENERAL FUND MONEY TO THE FIRE SUPPRESSION ACCOUNT;



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appropriations act, by more than 10% during a biennium. Departments or agencies headed by elected officials or the board of regents may not be required to reduce general fund spending by a percentage greater than the percentage of general fund spending reductions required for the total of all other executive branch agencies. The legislature may exempt from a reduction an appropriation item within a program or may direct that the appropriation item may not be reduced by more than 10%.

(b) The governor shall direct agencies to manage their budgets in order to reduce general fund expenditures. Prior to directing agencies to reduce spending as provided in subsection (1)(a), the governor shall direct each agency to analyze the nature of each program that receives a general fund appropriation to determine whether the program is mandatory or permissive and to analyze the impact of the proposed reduction in spending on the purpose of the program. An agency shall submit its analysis to the office of budget and program planning and shall at the same time provide a copy of the analysis to the legislative fiscal analyst. The office of budget and program planning shall review each agency's analysis, and the budget director shall submit to the governor a copy of the office of budget and program planning's recommendations for reductions in spending. The budget director shall provide a copy of the recommendations to the legislative fiscal analyst at the time that the recommendations are submitted to the governor and shall provide the legislative fiscal analyst with any proposed changes to the recommendations. The legislative finance committee shall meet within 20 days of the date that the proposed changes to the recommendations for reductions in spending are provided to the legislative fiscal analyst. The legislative fiscal analyst shall provide a copy of the legislative fiscal analyst's review of the proposed reductions in spending to the budget director at least 5 days before the meeting of the legislative finance committee. The committee may make recommendations concerning the proposed reductions in spending. The governor shall consider each agency's analysis and the recommendations of the office of budget and program planning and the legislative finance committee in determining the agency's reduction in spending. Reductions in spending must be designed to have the least adverse impact on the provision of services determined to be most integral to the discharge of the agency's statutory responsibilities.

(2) Reductions in spending for the following may not be directed by the governor:

- (a) payment of interest and principal on state debt;
- (b) the legislative branch;
- (c) the judicial branch;
- (d) the school BASE funding program, including special education;
- (e) salaries of elected officials during their terms of office; and
- (f) the Montana school for the deaf and blind.

(3) (a) As used in this section, "projected general fund budget deficit" means an amount, certified by the budget director to the governor, by which the projected ending general fund balance for the biennium is less than:

- (i) 2% of the general fund appropriations for the second fiscal year of the biennium prior to October of the year preceding a legislative session;
- (ii) 3/4 of 1% in October of the year preceding a legislative session;
- (iii) 1/2 of 1% in January of the year in which a legislative session is convened; and
- (iv) 1/4 of 1% in March of the year in which a legislative session is convened.

(b) In determining the amount of the projected general fund budget deficit, the budget director shall take into account revenue, established levels of appropriation, anticipated supplemental appropriations for school equalization aid and the cost of the state's wildland fire







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**SR 61, preliminary report**, be adopted. Report adopted.

**SR 62, preliminary report**, be adopted. Report adopted.

**HB 559**, be amended as follows:

1. Title, line 12.

**Strike:** "AND"

**Following:** "61-3-310,"

**Insert:** "AND 61-8-725,"

2. Page 14.

**Following:** line 2

**Insert:** "**Section 8.** Section 61-8-725, MCA, is amended to read:

**"61-8-725. Penalty for violation of speed limits -- no record for certain violations. (1)**

A person violating the speed limit imposed pursuant to 61-8-303 shall be fined in accordance with the following schedule:

Amount of Fine	MPH in Excess of Speed Limit
\$ 20	1 - 10 (daytime)
20	1 - 10 (nighttime)
40	11 - 20
70	21 - 30
100	31+

(2) A violation of a speed limit imposed pursuant to 61-8-303 is not a criminal offense within the meaning of 3-1-317, 45-2-101, 46-18-236, 61-8-104, and 61-8-711 and, except as provided in subsection (4), may not be recorded or charged against a driver's record, and an insurance company may not hold a violation of a speed limit against the insured or increase premiums because of the violation if the speed limit is exceeded by no more than:

(a) 10 miles an hour during the daytime; or

(b) 5 miles an hour during the nighttime.

(3) The surcharge provided for in 3-1-317 may not be imposed for a violation of 61-8-303.

(4) The recordkeeping restrictions provided in subsection (2) with respect to a person's driving record do not apply to a speed limit violation or conviction that was committed by:

(a) a Montana resident in another state whose violation or conviction was reported to the department by a court or the licensing authority in the state in which the violation occurred; or

(b) a person who holds a commercial driver's license regardless of whether or not the violation occurred while the person was operating a commercial motor vehicle.

(5) This section does not apply to the violation of a special speed zone established under 61-8-309 or 61-8-310."

**Renumber:** subsequent sections

And, as amended, be concurred in. Report adopted.

**HB 607**, be amended as follows:

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1. Page 1, line 24 through line 25.

**Strike:** "account" on line 24 through "61-3-118" on line 25

**Insert:** "highway nonrestricted account provided for in 15-70-125"

And, as amended, be concurred in. Report adopted.

**MESSAGES FROM THE OTHER HOUSE**

**Senate bills** concurred in and returned to the Senate:

4/11/2013

**SB 20**, introduced by Jent

**SB 107**, introduced by Facey

**SB 179**, introduced by Kaufmann

**SB 200**, introduced by Vincent

**SB 236**, introduced by Olson

**SB 294**, introduced by Arntzen

**MOTIONS**

Senator Wittich moved to appoint a Conference Committee on **SB 26** and request the House to appoint a like committee. Motion Carried. President Essmann appointed:

4/12/2013

Senator Arthun, Chair

Senator Walker

Senator Jergeson

Senator Wittich moved to appoint a **free** Conference Committee on **SB 101** and request the House to appoint a like committee. Motion Carried. President Essmann appointed:

4/12/2013

Senator Brenden, Chair

Senator Fielder

Senator Facey

Senator Wittich moved to appoint a Conference Committee on **SB 133** and request the House to appoint a like committee. Motion Carried. President Essmann appointed:

4/12/2013

Senator Ripley, Chair

Senator Rosendale

Senator Driscoll

Senator Wittich moved to appoint a **free** Conference Committee on **SB 148** and request the House to appoint a like committee. Motion Carried. President Essmann appointed:

4/12/2013

Senator L. Jones, Chair

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Senator Sonju  
Senator Hamlett

Senator Wittich moved the Senate accede to the request of the House and authorize the President to appoint a Conference Committee to meet with a like committee from the House to confer on Senate amendments to **HB 100**. Motion Carried. President Essmann appointed:

4/12/2013

Senator Thomas, Chair  
Senator Priest  
Senator Jergeson

Senator Wittich moved the Senate accede to the request of the House and authorize the President to appoint a Conference Committee to meet with a like committee from the House to confer on Senate amendments to **HB 301**. Motion Carried. President Essmann appointed:

4/12/2013

Senator Moore, Chair  
Senator Arntzen  
Senator Facey

Senator Wittich moved the Senate accede to the request of the House and authorize the President to appoint a Conference Committee to meet with a like committee from the House to confer on Senate amendments to **HB 395**. Motion Carried. President Essmann appointed:

4/12/2013

Senator Taylor Brown, Chair  
Senator Taylor  
Senator Phillips

Senator Wittich moved the Senate accede to the request of the House and authorize the President to appoint a Conference Committee to meet with a like committee from the House to confer on Senate amendments to **HB 184**. Motion Carried. President Essmann appointed:

4/12/2013

Senator Arntzen, Chair  
Senator Debby Barrett  
Senator Facey

Senator Wittich moved the Senate accede to the request of the House and authorize the President to appoint a Conference Committee to meet with a like committee from the House to confer on Senate amendments to **HB 206**. Motion Carried. President Essmann appointed:

4/12/2013

Senator Sales, Chair  
Senator Fielder  
Senator Blewett

Senator Wittich moved the Senate accede to the request of the House and authorize the President to appoint a **free** Conference Committee to meet with a like committee from the House to confer

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on Senate amendments to **HB 297**. Motion Carried. President Essmann appointed:

4/12/2013

Senator Sonju, Chair  
Senator Dee Brown  
Senator Vuckovich

Senator Wittich moved the Senate accede to the request of the House and authorize the President to appoint a Conference Committee to meet with a like committee from the House to confer on Senate amendments to **HB 473**. Motion Carried. President Essmann appointed:

4/12/2013

Senator Murphy, Chair  
Senator Thomas  
Senator Caferro

Senator Wittich moved the Senate accede to the request of the House and authorize the President to appoint a Conference Committee to meet with a like committee from the House to confer on Senate amendments to **HB 497**. Motion Carried. President Essmann appointed:

4/12/2013

Senator Sales, Chair  
Senator Boulanger  
Senator Jent

Senator Jergeson moved that **HB 87** be taken from Public Health, Welfare and Safety and brought before the Committee of the Whole on Monday, April 15, 2013, the seventy-ninth legislative day. Motion carried as follows:

Yeas: Augare, Barrett Dick, Blewett, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Malek, Olson, Peterson, Phillips, Sesso, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried.

Total 25

Nays: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, Fielder, Jackson, Lewis, Moore, Murphy, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Walker, Webb, Wittich, Mr. President.

Total 22

Absent or not voting: None.

Total 0

Excused: Tutvedt, Vincent, Windy Boy.

Total 3

Senator Buttrey moved to reconsider the indefinite postponement action on **HB 573**. Motion **failed** as follows:

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Yeas: Arntzen, Arthun, Barrett Debby, Brenden, T. Brown, Buttrey, Fielder, Hamlett, Jergeson, Jones, Larsen, Lewis, Murphy, Olson, Peterson, Ripley, Rosendale, Sonju, Thomas, Tropila, Walker, Webb.

Total 22

Nays: Augare, Barrett Dick, Blewett, Boulanger, D. Brown, Caferro, Driscoll, Facey, Jackson, Jent, Kaufmann, Keane, Malek, Moore, Phillips, Priest, Sales, Sesso, Stewart-Peregoy, Taylor, Van Dyk, Vuckovich, Wanzenried, Wittich, Mr. President.

Total 25

Absent or not voting: None.

Total 0

Excused: Tutvedt, Vincent, Windy Boy.

Total 3

**SECOND READING OF BILLS  
(COMMITTEE OF THE WHOLE)**

Senator Wittich moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Walker in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

**HB 116** - Senator Facey moved consideration of **HB 116** be placed below item 15 on the second reading board. Without objection, so ordered.

**HB 363** - Senator Facey moved **HB 363** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Taylor, Thomas, Walker, Webb, Mr. President.

Total 35

Nays: Augare, Barrett Dick, Blewett, Driscoll, Kaufmann, Phillips, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Wittich.

Total 12

Absent or not voting: None.

Total 0

Excused: Tutvedt, Vincent, Windy Boy.

Total 3

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**HB 505** - Senator Rosendale moved consideration of **HB 505** be passed for the day, and that **HB 505** be brought before the Committee of the Whole on Monday, April 15, 2013, the seventy-ninth legislative day. Without objection, so ordered.

Senator Tutvedt present at this time.

**HB 582** - Senator Jackson moved **HB 582** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Barrett Dick, Brenden, D. Brown, T. Brown, Buttrey, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Lewis, Malek, Moore, Murphy, Olson, Peterson, Priest, Ripley, Sales, Sonju, Thomas, Tutvedt, Vuckovich, Walker, Webb.  
Total 30

Nays: Augare, Blewett, Boulanger, Caferro, Driscoll, Kaufmann, Keane, Larsen, Phillips, Rosendale, Sesso, Stewart-Peregoy, Taylor, Tropila, Van Dyk, Wanzenried, Wittich, Mr. President.  
Total 18

Absent or not voting: None.  
Total 0

Excused: Vincent, Windy Boy.  
Total 2

**HB 575** - Senator Arthun moved **HB 575** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Walker, Wanzenried, Webb, Wittich, Mr. President.  
Total 48

Nays: None.  
Total 0

Absent or not voting: None.  
Total 0

Excused: Vincent, Windy Boy.  
Total 2

**HB 4** - Senator Lewis moved **HB 4** be concurred in. Motion carried as follows:

Yeas: Arthun, Augare, Barrett Dick, Blewett, Brenden, T. Brown, Buttrey, Caferro, Driscoll,

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Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Murphy, Olson, Peterson, Phillips, Ripley, Rosendale, Sesso, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Wanzenried.

Total 36

Nays: Arntzen, Barrett Debby, Boulanger, D. Brown, Moore, Priest, Sales, Sonju, Walker, Webb, Wittich, Mr. President.

Total 12

Absent or not voting: None.

Total 0

Excused: Vincent, Windy Boy.

Total 2

**HB 10** - Senator Buttrey moved **HB 10** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Dick, Blewett, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Murphy, Olson, Peterson, Phillips, Ripley, Sesso, Sonju, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vuckovich, Wanzenried, Webb.

Total 34

Nays: Barrett Debby, Boulanger, Brenden, D. Brown, Fielder, Moore, Priest, Rosendale, Sales, Taylor, Thomas, Walker, Wittich, Mr. President.

Total 14

Absent or not voting: None.

Total 0

Excused: Vincent, Windy Boy.

Total 2

**HB 11** - Senator Thomas moved consideration of **HB 11** be placed below item 16 on the second reading board. Without objection, so ordered.

**HB 86** - Senator T. Brown moved **HB 86** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Ripley, Rosendale, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Walker, Wanzenried, Webb.

Total 44

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Nays: Priest, Sales, Wittich, Mr. President.

Total 4

Absent or not voting: None.

Total 0

Excused: Vincent, Windy Boy.

Total 2

**HB 401** - Senator Debby Barrett moved **HB 401** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Walker, Wanzenried, Webb, Wittich, Mr. President.

Total 46

Nays: Augare, Stewart-Peregoy.

Total 2

Absent or not voting: None.

Total 0

Excused: Vincent, Windy Boy.

Total 2

**HB 444** - Senator Van Dyk moved **HB 444** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Blewett, Brenden, T. Brown, Caferro, Driscoll, Facey, Fielder, Hamlett, Jent, Jergeson, Jones, Keane, Lewis, Malek, Moore, Murphy, Peterson, Phillips, Priest, Ripley, Sonju, Stewart-Peregoy, Thomas, Tropila, Van Dyk, Vuckovich, Wanzenried, Mr. President.

Total 32

Nays: Barrett Dick, Boulanger, D. Brown, Buttrey, Jackson, Kaufmann, Larsen, Olson, Rosendale, Sales, Sesso, Taylor, Tutvedt, Walker, Webb, Wittich.

Total 16

Absent or not voting: None.

Total 0

Excused: Vincent, Windy Boy.

Total 2

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Senator Windy Boy present at this time.

**HB 355** - Senator Fielder moved **HB 355** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, Buttrey, Driscoll, Facey, Fielder, Jackson, Jent, Jergeson, Kaufmann, Larsen, Lewis, Malek, Olson, Peterson, Phillips, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Mr. President.

Total 36

Nays: D. Brown, T. Brown, Caferro, Hamlett, Jones, Keane, Moore, Murphy, Priest, Ripley, Rosendale, Sales, Wittich.

Total 13

Absent or not voting: None.

Total 0

Excused: Vincent.

Total 1

Senator Windy Boy rose on a point of personal privilege.

**SR 34** - Senator Thomas moved **SR 34** be adopted. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Keane, Larsen, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Walker, Webb, Windy Boy, Wittich, Mr. President.

Total 43

Nays: Barrett Dick, Kaufmann, Malek, Phillips, Stewart-Peregoy, Wanzenried.

Total 6

Absent or not voting: None.

Total 0

Excused: Vincent.

Total 1

**HB 583** - Senator Caferro moved **HB 583** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Phillips, Sesso, Stewart-Peregoy, Taylor, Thomas,

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Tropila, Tutvedt, Van Dyk, Vuckovich, Walker, Wanzenried, Windy Boy, Mr. President.

Total 37

Nays: Boulanger, Brenden, Jackson, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Webb, Wittich.

Total 12

Absent or not voting: None.

Total 0

Excused: Vincent.

Total 1

**HB 320** - Senator Blewett moved **HB 320** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Mr. President.

Total 48

Nays: Wittich.

Total 1

Absent or not voting: None.

Total 0

Excused: Vincent.

Total 1

Senator Blewett excused at this time.

**HB 498** - Senator Arthun moved **HB 498** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.

Total 48

Nays: None.

Total 0

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Absent or not voting: None.

Total 0

Excused: Blewett, Vincent.

Total 2

Senator Blewett present at this time.

**HB 116** - Senator Facey moved **HB 116** be concurred in. Motion carried as follows:

Yeas: Arntzen, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, T. Brown, Buttrey, Driscoll, Facey, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Murphy, Olson, Peterson, Phillips, Ripley, Sonju, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Wanzonried, Mr. President.

Total 33

Nays: Arthun, Augare, D. Brown, Caferro, Fielder, Moore, Priest, Rosendale, Sales, Sesso, Stewart-Peregoy, Vuckovich, Walker, Webb, Windy Boy, Wittich.

Total 16

Absent or not voting: None.

Total 0

Excused: Vincent.

Total 1

Senator Windy Boy expressed a conflict of interest before voting on **HB 116**.

**HB 254** - Senator Larsen moved **HB 254** be concurred in.

**HB 254** - Senator Fielder moved **HB 254**, second reading copy, be amended as follows:

1. Page 1, line 17.

**Following:** "CONTENT."

**Insert:** "Contributions under the threshold amount in 13-37-229 are not considered anonymous as that term is used in this section."

Amendment **not** adopted as follows:

Yeas: Arntzen, Barrett Debby, Boulanger, Brenden, D. Brown, Fielder, Jackson, Lewis, Moore, Murphy, Priest, Rosendale, Sales, Sonju, Taylor, Thomas, Walker, Webb, Wittich, Mr. President.

Total 20

Nays: Arthun, Augare, Barrett Dick, Blewett, T. Brown, Buttrey, Caferro, Driscoll, Facey,

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Hamlett, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Malek, Olson, Peterson, Phillips, Ripley, Sesso, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vuckovich, Wanzenried, Windy Boy.

Total 29

Absent or not voting: None.

Total 0

Excused: Vincent.

Total 1

**HB 254** - Thereupon, the Senate reverted to the original motion of Senator Larsen which passed as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Malek, Olson, Peterson, Phillips, Priest, Ripley, Sesso, Sonju, Stewart-Peregoy, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Wanzenried, Windy Boy, Mr. President.

Total 38

Nays: Boulanger, Brenden, Lewis, Moore, Murphy, Rosendale, Sales, Taylor, Walker, Webb, Wittich.

Total 11

Absent or not voting: None.

Total 0

Excused: Vincent.

Total 1

**HB 11** - Senator Brenden moved **HB 11** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.

Total 47

Nays: Sales, Walker.

Total 2

Absent or not voting: None.

Total 0

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Excused: Vincent.

Total 1

**SB 94 - House Amendments** - Senator D. Brown moved House amendments to **SB 94** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.

Total 48

Nays: T. Brown.

Total 1

Absent or not voting: None.

Total 0

Excused: Vincent.

Total 1

Senator Olson excused at this time.

**SB 183 - House Amendments** - Senator Arntzen moved House amendments to **SB 183** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.

Total 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Olson, Vincent.

Total 2

**SB 250 - House Amendments** - Senator Debby Barrett moved House amendments to **SB 250** be concurred in. Motion carried as follows:

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Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.  
Total 48

Nays: None.  
Total 0

Absent or not voting: None.  
Total 0

Excused: Olson, Vincent.  
Total 2

**SB 105 - Governor's Amendments** - Senator T. Brown moved Governor's amendments to **SB 105** be **not** concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Fielder, Jackson, Jones, Lewis, Moore, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tutvedt, Walker, Webb, Mr. President.  
Total 25

Nays: Augare, Barrett Dick, Blewett, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Kaufmann, Keane, Larsen, Malek, Murphy, Phillips, Sesso, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Windy Boy, Wittich.  
Total 23

Absent or not voting: None.  
Total 0

Excused: Olson, Vincent.  
Total 2

**SB 305 - House Amendments** - Senator Peterson moved House amendments to **SB 305** be **not** concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.  
Total 48

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Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Olson, Vincent.

Total 2

**SB 325** - Senator Buttrey moved consideration of **SB 325** be passed for the day. Without objection, so ordered.

**SB 160 - House Amendments** - Senator Tropila moved House amendments to **SB 160** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.

Total 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Olson, Vincent.

Total 2

Senator Olson present at this time.

**SB 275 - House Amendments** - Senator Buttrey moved House amendments to **SB 275** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.

Total 48

Nays: Blewett.

Total 1

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Absent or not voting: None.

Total 0

Excused: Vincent.

Total 1

At the request of the bill sponsor, Chairman Walker announced **SB 325** would be heard this date despite the previous motion to pass for the day.

**SB 325 - House Amendments** - Senator Olson moved House amendments to **SB 325** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Barrett Dick, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Hamlett, Jackson, Jent, Jergeson, Jones, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Taylor, Thomas, Tutvedt, Vuckovich, Walker, Webb, Windy Boy, Wittich, Mr. President.

Total 39

Nays: Augare, Blewett, Driscoll, Facey, Fielder, Kaufmann, Stewart-Peregoy, Tropila, Van Dyk, Wanzenried.

Total 10

Absent or not voting: None.

Total 0

Excused: Vincent.

Total 1

Senator Wittich moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Essmann presiding. Chair Walker moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

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Excused: Vincent.

Total 1

**THIRD READING OF BILLS**

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

**HB 3** concurred in as follows:

Yeas: Arthun, Augare, Barrett Dick, Blewett, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Murphy, Olson, Peterson, Phillips, Ripley, Sesso, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vuckovich, Wanzenried, Windy Boy.

Total 31

Nays: Arntzen, Barrett Debby, Boulanger, Brenden, D. Brown, Fielder, Jackson, Moore, Priest, Rosendale, Sales, Sonju, Taylor, Thomas, Walker, Webb, Wittich, Mr. President.

Total 18

Absent or not voting: None.

Total 0

Excused: Vincent.

Total 1

**HB 605** concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Olson, Peterson, Phillips, Rosendale, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tutvedt, Vuckovich, Walker, Webb, Windy Boy, Wittich, Mr. President.

Total 40

Nays: D. Brown, Fielder, Murphy, Priest, Ripley, Sales, Tropila, Van Dyk, Wanzenried.

Total 9

Absent or not voting: None.

Total 0

Excused: Vincent.

Total 1

**SB 324, as amended by the House**, passed as follows:

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Yeas: Arntzen, Arthun, Barrett Debby, Barrett Dick, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tutvedt, Vuckovich, Walker, Webb, Windy Boy, Wittich, Mr. President.  
Total 43

Nays: Augare, Blewett, Kaufmann, Tropila, Van Dyk, Wanzenried.  
Total 6

Absent or not voting: None.  
Total 0

Excused: Vincent.  
Total 1

**SB 336, as amended by the House, passed as follows:**

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.  
Total 47

Nays: Moore, Sales.  
Total 2

Absent or not voting: None.  
Total 0

Excused: Vincent.  
Total 1

**SB 337, as amended by the House, passed as follows:**

Yeas: Arntzen, Arthun, Barrett Debby, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Keane, Larsen, Lewis, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Taylor, Thomas, Tropila, Tutvedt, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.  
Total 42

Nays: Augare, Barrett Dick, Facey, Kaufmann, Malek, Stewart-Peregoy, Van Dyk.  
Total 7

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Absent or not voting: None.

Total 0

Excused: Vincent.

Total 1

**HB 131, as amended by the Governor**, concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Vincent.

Total 1

**REPORTS OF STANDING COMMITTEES**

**TAXATION** (Tutvedt, Chair):

4/12/2013

**SJR 30**, do pass. Report adopted.

**SR 63**, be adopted. Report adopted.

**MOTIONS**

Senator Ripley moved **HB 583** be referred to the Finance and Claims committee. Motion **failed** as follows:

Yeas: Barrett Debby, Boulanger, Brenden, D. Brown, Fielder, Jackson, Lewis, Moore, Olson, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Taylor, Webb, Wittich.

Total 18

Nays: Arntzen, Arthun, Augare, Barrett Dick, Blewett, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Malek, Murphy, Peterson, Phillips, Stewart-Peregoy, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Walker, Wanzenried, Windy Boy, Mr. President.

Total 31

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Absent or not voting: None.

Total 0

Excused: Vincent.

Total 1

**SPECIAL ORDERS OF THE DAY**

**SR 41** - Senator Brenden moved the nomination transmitted by the Governor be confirmed by the Senate in accordance with **SR 41**. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.  
Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Vincent.

Total 1

**SR 44** - Senator Peterson moved the nomination transmitted by the Governor be confirmed by the Senate in accordance with **SR 44**. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.  
Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Vincent.

Total 1

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**SR 45** - Senator Peterson moved the nomination transmitted by the Governor be confirmed by the Senate in accordance with **SR 45**. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.  
Total 49

Nays: None.  
Total 0

Absent or not voting: None.  
Total 0

Excused: Vincent.  
Total 1

**SR 50** - Senator Priest moved the nomination transmitted by the Governor be confirmed by the Senate in accordance with **SR 50**. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.  
Total 49

Nays: None.  
Total 0

Absent or not voting: None.  
Total 0

Excused: Vincent.  
Total 1

**SR 54** - Senator Arthun moved the nomination transmitted by the Governor be confirmed by the Senate in accordance with **SR 54**. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk,

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Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.

Total 47

Nays: Brenden, Lewis.

Total 2

Absent or not voting: None.

Total 0

Excused: Vincent.

Total 1

Senator Taylor thanked the pages for their service the past week.

**ANNOUNCEMENTS**

Committee meetings were announced by the committee chairs.

Majority Leader Wittich moved that the Senate adjourn until 9:00 a.m., Saturday, April 13, 2013, the seventy-eighth legislative day. Motion carried.

Senate adjourned at 3:12 p.m.

MARILYN MILLER  
Secretary of the Senate

JEFF ESSMANN  
President of the Senate